

ORDINANCE NUMBER 07- 15

AN AMENDMENT OF ORDINANCE 07-09 OF THE TOWN OF WESTFIELD TO ESTABLISH COMPLIANCE WITH THE TOWN THOROUGHFARE PLAN AND STATE OF INDIANA U.S.31 PROJECT

WHEREAS, the Town of Westfield, Indiana, hereinafter “Town”, is a duly formed municipal corporation within the State of Indiana, hereinafter, “State”, governed by the Town Council, hereinafter “Council”, has the duty, responsibility and authority to establish, monitor, and maintain ordinances for the general safety and welfare of the public as well as foster good economic growth for the citizens; and,

WHEREAS, the Council wishes to aid and foster this orderly and planned growth by aiding the State in their project by requiring development to be compliant with the Project so as not to unnecessarily require the relocation of businesses and persons; and,

WHEREAS, a failure to attempt to safeguard the proposed rights of way would only unnecessarily increase the acquisition costs for the implementation of the Thoroughfare Plan of the Town and the Project by the State that would be a detriment to all as well as allow for the unnecessary dislocation of persons and businesses; and,

WHEREAS, the Town has become aware that the State of Indiana has benefited from the notification procedures adopted in Ordinance 07-09 and has requested similar provisions for the State Road 32 Overlay Zone within Washington Township as well; and,

WHEREAS, after being fully advised in the matter,

NOW THEREFORE BE IT ORDAINED BY THE WESTFIELD TOWN COUNCIL THAT:

SECTION I.

This Ordinance shall apply to any person or entity proposing development within the area designated as the State Road 32 Overlay Zone as described within the Westfield-Washington Zoning Ordinance.

SECTION II.

Said person or entity shall be required to send notice of the proposed development to the State of Indiana by registered mail at the time of the initial filing with the Town.

SECTION III.

The Community Development Director is hereby ordered to provide for the amendment of the rules and procedures that must be addressed in carrying out this Ordinance and to create a document to be forwarded to the State for any development within the State Road 32 Overlay Zone.

SECTION IV.

This Ordinance shall be in full force and effect in accordance with Indiana law, upon the passage of any applicable waiting periods, all as provided by the laws of the State of Indiana. All ordinances or parts thereof that are in conflict herewith are hereby ordered repealed.

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ADOPTED AND PASSED THIS ____ DAY OF ____, 2007, BY THE
WESTFIELD TOWN COUNCIL, HAMILTON COUNTY, INDIANA.

WESTFIELD TOWN COUNCIL
Hamilton County, Indiana

WESTFIELD TOWN COUNCIL

Voting For

Voting Against

Abstain

J. Andrew Cook

J. Andrew Cook

J. Andrew Cook

Jack Hart

Jack Hart

Jack Hart

John Dippel

John Dippel

John Dippel

Bob Smith

Bob Smith

Bob Smith

Ron Thomas

Ron Thomas

Ron Thomas

Robert Horkay

Robert Horkay

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Joseph Plankis

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Joseph Plankis

ATTEST:

Clerk-Treasurer, Cindy Gossard

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